



Eric Gonzalez
District Attorney

**DISTRICT ATTORNEY
KINGS COUNTY**

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[INSERT NAME]
Assistant District Attorney

[INSERT DATE]

[INSERT D/C INFO]

Re: [INSERT CASE NAME]
Kings County Dkt./Ind. No. [#####]

In connection with the above-named case, the People voluntarily provide the following information regarding:

MOS NAME: MATTHEW DIVITO

MOS TAX: 946944

in satisfaction (to the extent applicable) of their constitutional, statutory, and ethical obligations. Further, the People reserve the right to move in limine to preclude reference to this information, or otherwise to object to its use and/or introduction into evidence.

Disclosure:

MOS DIVITO ENTERED A PLEA OF GUILTY TO THE FOLLOWING DEPARTMENT CHARGES AND SPECIFICATIONS ARISING OUT OF AN INCIDENT ON OR ABOUT MAY 24, 2015:

1. MOS DIVITO, WHILE OFF-DUTY AND OUT OF STATE IN POINT PLEASANT, NEW JERSEY, AFTER BECOMING AWARE THAT MEMBERS OF THE POINT PLEASANT POLICE DEPARTMENT (PPPD) WERE SEEKING INFORMATION ON THE WHEREABOUTS OF A POLICE OFFICER IN CONNECTION WITH A CRIMINAL INVESTIGATION, FAILED TO PRODUCE THE POLICE OFFICER TO THE PPPD OR TO CONTACT THE PPPD TO INFORM THEM OF THE POLICE OFFICER. WHEREABOUTS.
2. MOS DIVITO, WHILE OFF-DUTY AND OUT OF STATE IN POINT PLEASANT, NEW JERSEY, FAILED TO NOTIFY THE OPERATIONS DIVISION UPON BECOMING INVOLVED IN AN UNUSUAL POLICE OCCURRENCE TO WHICH SAID MOS WAS A PARTICIPANT OR A WITNESS.
3. MOS DIVITO, WHILE OFF-DUTY AND OUT OF STATE IN POINT PLEASANT, NEW JERSEY, FAILED TO REMAIN AT THE SCENE AND MAKE HIMSELF AVAILABLE TO THE DUTY CAPTAIN, UPON LEARNING THAT THE DUTY CAPTAIN WAS RESPONDING.

CASE STATUS: CLOSED ON 12/2/2016

PENALTY: FORFEITURE OF FIFTEEN (15) VACATION DAYS.

THE PEOPLE ARE UNAWARE OF ANY PENDING OR SUBSTANTIATED CCRB ALLEGATIONS AGAINST THIS OFFICER.

Eric Gonzalez
District Attorney
Kings County